



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

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IN REPLY PLEASE  
REFER TO FILE: **C-1**

January 7, 2003

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

### **ACCEPTANCE OF PUBLIC WORKS CONTRACTS ALL SUPERVISORIAL DISTRICTS 3 VOTES**

#### **IT IS RECOMMENDED THAT YOUR BOARD:**

Ratify or approve changes in work and accept completed contract work under the following construction contracts:

Project ID No. FCC0000035 - 80th Street Drain, City of Los Angeles (2), Van Elk, Ltd., with a final contract amount of \$575,765.90.

Project ID No. FCC0000247 - Charter Oak Wash Invert Access Ramp, City of Covina (5), Mike Bubalo Construction Company, Inc., with a final contract amount of \$150,876.

Project ID No. FCC0000757 - Temple Avenue Drain, Sunkist Avenue Drain, and Amar Road and Drain, vicinity of La Puente (1), Steve Bubalo Construction Co., Inc., with changes amounting to a credit of \$91,470.58, and a total contract amount at this time of \$3,240,919 (Partial Acceptance).

Project ID No. FMD0003027 - Clearing of Channel Rights of Way, South Area, 2002, at various locations within the County of Los Angeles (1, 2, and 4), Travers Tree Service Company, Inc., with changes amounting to a credit of \$31,978.63, and a final contract amount of \$185,181.37.

Project ID No. RDC0010996 - Sierra Highway, et al., vicinity of Agua Dulce (5), Granite Construction Company, with changes amounting to a credit of \$31,471.67, and a final contract amount of \$395,255.33.

Project ID No. RDC0011577, Encinal Canyon Road, et al., vicinity of Malibu (3), Orion Contracting, Inc., with changes amounting to a credit of \$121,371.58, and a final contract amount of \$990,593.92.

Project ID No. RDC0012203 - Sepulveda Boulevard, vicinities of Carson, Redondo Beach, Torrance, and Long Beach (2 and 4), Taft Electric Company, with a final contract amount of \$841,420.47.

Project ID No. RDC0012648 - Santa Gertrudes Avenue, et al., vicinity of La Mirada (4), Madison Paving, Inc., with changes amounting to a credit of \$83,401.03, and a final contract amount of \$565,967.54.

Project ID No. RDC0013395 - Sierra Highway, vicinity of Agua Dulce (5), Granite Construction Company, with changes amounting to a credit of \$32,079.96, and a final contract amount of \$935,292.16.

Project ID No. RDC0013373 - Castlegate Avenue, et al., vicinity of Compton (2), Security Paving Company, with changes amounting to a credit of \$86,871.90, and a final contract amount of \$740,628.70.

Project ID No. RDC0013651 - Federal Avenue, vicinity of the Veterans Administration Center (3), Ruiz Engineering Company, with changes in the amount of \$4,590.29, and a final contract amount of \$57,442.12.

Project No. 9037 Unit 4, Long Beach, City of Long Beach (4), Colich and Sons, with changes in the amount of \$85,000, and a final contract amount of \$5,519,970.21.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

This action is to obtain Board ratification of Director-approved changes in public works contracts, Board approval of changes in public works contracts, and Board acceptance of the work of the contracts in compliance with the provisions of the Public Contract Code. Included in the enclosures are project and contract data, the scope of work of changes to be ratified, or approved, and the work of the contracts to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Enclosed for your ratification are changes in work which I ordered for Project ID Nos. FCC0000757, FMD0003027, RDC0010996, RDC0011577, RDC0012648, RDC0013395, RDC0013373, and RDC0013651.

Also enclosed for your approval is a change in work in excess of my delegated limits which is required to complete Project No. 9037 Unit 4, Long Beach.

The projects have been completed, and it is recommended that your Board accept them on the dates indicated in the enclosures.

#### **Implementation of Strategic Plan Goals**

The acceptance of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since acceptance of these completed contracts will provide improved infrastructure to better serve the public.

#### **FISCAL IMPACT/FINANCING**

The modifications to the contract amounts range in value from a credit of \$121,371.58 to an increase in the amount of \$85,000.00, while the total values of the contracts range from \$57,442.12 to \$5,519,970.21.

Ratification or approval of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the costs of the changes and the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the enclosures.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

The changes in the work as described above and in the enclosures are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

### **CONTRACTING PROCESS**

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of each of the changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the enclosures.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Ratification or approval of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

The Honorable Board of Supervisors  
January 7, 2003  
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**CONCLUSION**

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

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cc: Chief Administrative Office  
County Counsel  
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. FCC0000035, 80TH STREET DRAIN (City of Los Angeles),  
Supervisory District 2

Contractor: Van Elk, Ltd., 3312 Floyd Terrace, Los Angeles, California 90068

Project Description:

Construction of a reinforced concrete pipe storm drain.

Project Completion Date:

The contractor completed the project on March 22, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

The contractor finished the work four days after the required contract completion date. The project specifications provide for the assessment of liquidated damages of \$500 per day for each calendar day in excess of the contract completion date; therefore, we assessed liquidated damages in the amount of \$2,000. The contractor does not dispute this assessment.

Final Contract Amount:

Original contract amount	\$529,330.00
Actual cost of changes in work previously approved by the Board	48,435.90
Deduction for liquidated damages	<u>(2,000.00)</u>
 FINAL CONTRACT AMOUNT	 <u>\$575,765.90</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. FCC0000247, CHARTER OAK WASH INVERT ACCESS RAMP  
(City of Covina), Supervisorial District 5

Contractor: Mike Bubalo Construction Company, Inc., 5102 Gayhurst Avenue,  
Baldwin Park, California 91706

Project Description:

Construction of a reinforced concrete invert access ramp, chainlink fence, gate, and other appurtenant work.

Project Completion Date:

The contractor completed the project on October 11, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$119,496.00
Actual cost of changes in work previously approved by the Board	<u>31,380.00</u>
<b>FINAL CONTRACT AMOUNT</b>	<b><u>\$150,876.00</u></b>

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ACCEPTANCE OF CONTRACT (PARTIAL)  
January 7, 2003

PROJECT ID NO. FCC0000757, TEMPLE AVENUE DRAIN, SUNKIST AVENUE DRAIN, AND AMAR ROAD AND DRAIN (in the vicinity of La Puente),  
Supervisory District 1

Contractor: Steve Bubalo Construction Co., Inc., P.O. Box 1048, Monrovia,  
California 91017-1048

Project Description:

Construction of reinforced concrete pipe storm drain systems in Temple Avenue, Sunkist Avenue, and Amar Road, and the resurfacing and reconstruction of Amar Road.

Changes in Work:

(1) Variations in Bid Quantities	(\$91,589.93)
(2) Place PCC Sidewalk	1,405.60
(3) Overtime Inspection	<u>(1,286.25)</u>
Total	(\$91,470.58)

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) It was necessary to replace 4" PCC sidewalk at various locations throughout the Amar Road drain project in order to meet the intent of the design.

(3) The contractor has requested overtime inspection at various times throughout the contract duration, which resulted in a credit to the contract in the amount shown.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was negotiated as provided in Subsection 3-2 of the contract specifications. The cost for Item 3 was stipulated in the contract specifications.



Project Completion Date:

The contractor completed the project on May 15, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

In addition, the County and the contractor are currently negotiating the resolution of an outstanding claim submitted by the contractor. Rather than delay payment of the retention to the contractor for the completed work, pursuant to Section 7107 of the California Public Contract Code, we recommend that all retention be released. Once the claim is resolved, we will provide your Board with our recommendation for final acceptance of the work of this contract.

Amount Due to Contractor at this Time:

Original contract amount	\$2,979,000.00
Actual cost of changes in work previously approved by the Board	353,389.58
Changes in work authorized by Director of Public Works	<u>(91,470.58)</u>
AMOUNT DUE TO CONTRACTOR AT THIS TIME	<u><u>\$3,240,919.00</u></u>

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## ACCEPTANCE OF CONTRACT

January 7, 2003

PROJECT ID NO. FMD0003027, CLEARING OF CHANNEL RIGHTS OF WAY,  
SOUTH AREA, 2002 (at various locations within the County of Los Angeles),  
Supervisory Districts 1, 2, and 4

Contractor: Travers Tree Service Company, Inc., 1811 Lomita Boulevard, Lomita,  
California 90717

### Project Description:

Clearing and removal of trash, vegetation and debris from various channel rights of way  
and channel lining weep holes, joints, and cracks.

### Changes in Work:

(1) Dump Fees	(\$34,501.61)
(2) Clearing of Additional Channel	<u>2,522.98</u>
Total	(\$ <u>31,978.63</u> )

### Description of Changes:

(1) The contract specifications provided for an allowance to compensate the contractor for dump fees, with provisions that payment will be based on the actual costs incurred. The dump fees incurred by the contractor were less than the amount of the allowance resulting in a credit to the contract in the amount shown.

(2) It was necessary to trim trees and remove trash and vegetation along both sides of Ballona Creek between La Salle and Jackson Avenues. This work was not included in the original contract.

The cost for Item 1 was based on the contractor's actual cost for dump fees. The cost for Item 2 was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

Project Completion Date:

The contractor completed the project on September 13, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$217,160.00
Changes in work authorized by Director of Public Works	<u>(31,978.63)</u>
FINAL CONTRACT AMOUNT	<u>\$185,181.37</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0010996, SIERRA HIGHWAY, ET AL. (in the vicinity of Agua Dulce), Supervisorial District 5

Contractor: Granite Construction Company, 213 East Avenue M, Lancaster, California 93535

Project Description:

Resurfacing and reconstruction of roadway pavement.

Changes in Work:

Variations in Bid Quantities (\$31,471.67)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs of these changes were based on contract unit prices.

Project Completion Date:

The contractor completed the project on August 14, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$426,727.00
Changes in work authorized by Director of Public Works	<u>(31,471.67)</u>
<b>FINAL CONTRACT AMOUNT</b>	<b><u>\$395,255.33</u></b>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0011577, ENCINAL CANYON ROAD, ET AL. (in the vicinity of Malibu), Supervisorial District 3

Contractor: Orion Contracting, Inc., 806 East Avenue Pico, Suite I No. 337, San Clemente, California 92672

Project Description:

Roadway resurfacing, installation of guardrail and terminal systems, and striping and pavement markings.

Changes in Work:

(1) Variations in Bid Quantities	(\$120,484.08)
(2) Overtime Inspection	(1,627.50)
(3) Striping Revision	<u>740.00</u>
Total	(\$ <u>121,371.58</u> )

Description of Changes:

(1) The original contract amount was based upon estimated bid quantities of the various bid items. The contractor was paid based upon actual bid quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The contractor requested 31 hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

(3) To meet the intent of the design, it was necessary to revise the striping plan. This work was not shown on the plans.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was stipulated in the contract specifications. The cost for Item 3 was negotiated as provided in Subsection 3-2 of the contract specifications.

Project Completion Date:

The contractor completed the project on November 1, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of the time given the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$1,107,728.50
Actual cost of changes in work previously Approved by the Board	4,237.00
Changes in work authorized by Director of Public Works	<u>(121,371.58)</u>
FINAL CONTRACT AMOUNT	\$ <u>990,593.92</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0012203, SEPULVEDA BOULEVARD (in the vicinities of Carson, Redondo Beach, Torrance, and Long Beach), Supervisorial Districts 2 and 4

Contractor: Taft Electric Company, P.O. Box 3416, Ventura, California 93006-3416

Project Description:

Synchronization of traffic signals.

Project Completion Date:

The contractor completed the project on August 15, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$522,630.29
Actual cost of changes in work previously approved by the Board	<u>318,790.18</u>
FINAL CONTRACT AMOUNT	<u>\$841,420.47</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0012648, SANTA GERTRUDES AVENUE, ET AL.  
(in the vicinity of La Mirada), Supervisorial District 4

Contractor: Madison Paving, Inc., 4820 Cecelia Street, Suite A, Cudahy,  
California 90201-5913

Project Description:

Reconstruction and resurfacing of roadway pavement; reconstruction of curb, gutter, sidewalk, and driveways; and construction of curb ramps.

Changes in Work:

(1) Variations in Bid Quantities	(\$83,194.66)
(2) Credit for Overtime Inspection	(1,260.00)
(3) Removal of Pressure Pads	<u>1,053.63</u>
Total	(\$ <u>83,401.03</u> )

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The contractor requested 24 hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

(3) While cold milling Santa Gertrudes Avenue, the Contractor encountered two traffic signal pressure pads that had to be removed. This work is not shown on the plans.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was stipulated in the contract specifications. The cost for Item 3 was based on time and materials method as provided in Subsection 3-3 of the contract specifications.



Project Completion Date:

The contractor completed the project on March 29, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$595,428.57
Actual cost of changes in work previously approved by the Board	53,940.00
Changes in work authorized by Director of Public Works	<u>(83,401.03)</u>
FINAL CONTRACT AMOUNT	<u>\$565,967.54</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0013395, SIERRA HIGHWAY (in the vicinity of Agua Dulce),  
Supervisory District 5

Contractor: Granite Construction Company, 213 East Avenue M, Lancaster,  
California 93535

Project Description:

Resurfacing of roadway pavement.

Changes in Work:

Variations in Bid Quantities (\$32,079.96)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs of these changes were based on contract unit prices.

Project Completion Date:

The contractor completed the project on August 27, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$943,529.00
Actual Cost of Changes in work previously approved by the Board	23,843.12
Changes in work authorized by Director of Public Works	<u>(32,079.96)</u>
 FINAL CONTRACT AMOUNT	 <u><u>\$935,292.16</u></u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0013373, CASTLEGATE AVENUE, ET AL. (in the vicinity of Compton), Supervisorial District 2

Contractor: Security Paving Company, P.O. Box 1489, Sun Valley, California 91353-1489

Project Description:

Resurfacing and reconstruction of roadway pavement; reconstruction of curb, gutter, sidewalk, driveways, bus pads, alley intersections, cross gutters, curb ramps, parkway drains, and catch basins; installation of an irrigation system in the median; root pruning, removal, and planting of parkway trees; and modification of traffic signals.

Changes in Work:

Variations in Bid Quantities (\$86,871.90)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

Project Completion Date:

The contractor completed the project on August 9, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$827,500.60
Changes in work authorized by Director of Public Works	<u>(86,871.90)</u>
FINAL CONTRACT AMOUNT	<u>\$740,628.70</u>

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ACCEPTANCE OF CONTRACT  
January 7, 2003

PROJECT ID NO. RDC0013651, FEDERAL AVENUE (in the vicinity of the Veterans Administration Center), Supervisorial District 3

Contractor: Ruiz Engineering Company, 1344 Temple Avenue, Long Beach, California 90814

Project Description:

Resurfacing of roadway pavement; reconstruction of curb, gutter, sidewalk, and driveways; and modification of traffic signals.

Changes in Work:

(2) Variations in Bid Quantities	\$1,815.20
(3) Remove and Replace Commercial Driveways	<u>2,775.09</u>
Total	<u>\$4,590.29</u>

Description of Changes:

1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual bid quantities used. The increase in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

2) The plans called for replacing 4" concrete driveways. However, it was necessary to remove and replace two 6" commercial driveways. The contractor must be compensated for the additional cost.

The costs for Item 1 and a portion of the cost for Item 2 were based on contract unit prices. The balance of the cost for Item 2 was negotiated as provided in Subsection 3-2 of the contract specifications.

Two additional working days will be required because of these changes.

Project Completion Date:

The contractor completed the project on August 15, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$52,851.83
Changes in work authorized by Director of Public Works	<u>4,590.29</u>
FINAL CONTRACT AMOUNT	<u><u>\$57,442.12</u></u>

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ACCEPTANCE OF CONTRACT (FINAL)  
January 7, 2003

PROJECT NO. 9037 UNIT 4, LONG BEACH (City of Long Beach),  
Supervisory District 4

Contractor: Colich and Sons, 547 West 140th Street, Gardena, California 90248

Project Description:

Construction of a storm drain system.

Change in Work:

Additional Cost Associated With Imported Bedding and Backfill Material	\$85,000.00
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Resolution of Construction Claim

On October 1, 2002, your Board approved the partial acceptance of this project pending resolution of a claim submitted for additional payment for costs associated with importing granular material for use as bedding and backfill for the new storm drain. Although preliminary investigations during the design phase of this project indicated that portions of the native soil could be used for this purpose, when construction began, the majority of the native soil proved to be unsuitable. Therefore, material had to be imported for this purpose and your Board previously approved a change in work to pay for this work. However, upon completion of the project, the contractor submitted a claim for additional payment on the basis that the original change order did not completely capture all of the costs associated with this work.

Our review of the contractor's claim indicates that the contractor is entitled to an additional payment in the amount shown above for two reasons. First, through an oversight, we had not paid the contractor for all of the material imported for bedding and backfill. Secondly, having to import material increased the amount of native material which had to be removed from the project site and disposed of properly. The amount of the additional payment due was determined through extensive negotiations with the contractor as provided in Subsection 3-2 of the contract specifications.

At the time of partial acceptance, the contractor had not completed all of the affirmative action reporting requirements. Therefore, we withheld \$37,800 pending compliance with these requirements. The contractor has now fully complied with these requirements and these funds can be released.



The cost for this additional payment is based on negotiations with the contractor as provided in Subsection 3-2 of the contract specifications.

Final Contract Amount:

Original contract amount	\$4,515,000.00
Actual cost of changes in work previously approved by the Board	919,970.21
Change in work to be authorized	<u>85,000.00</u>
 FINAL CONTRACT AMOUNT	 <u>\$5,519,970.21</u>

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